

**To:** Ackerman, Mark[ackerman.mark@epa.gov]  
**Cc:** Ireland, Scott[ireland.scott@epa.gov]; Kuefler, Patrick[kuefler.patrick@epa.gov]; Higginbotham, Paul[PHIGGINB@idem.IN.gov]; JORDAN, SHERI[SJORDAN@idem.IN.gov]; Burget, Catherine A[CBurget@idem.IN.gov]  
**From:** Hess, Catherine  
**Sent:** Fri 10/24/2014 6:07:18 PM  
**Subject:** RE: Comments Re. NOI for Hydrostatic Testing General Permit  
NOI Form ING670000 HST 10-24-2014.doc

Hi Mark:

I am transmitting to you a revised version of the NOI template for Indiana's Hydrostatic Testing of Commercial Pipelines General Permit. We have made a lot of edits to the document based upon your comments and suggestions. We opted not to enhance the heading pertaining to Eligibility Requirements (to add "& Limitations on Coverage") at this time, since we utilize this same terminology in the General Permit. Also we do realize and acknowledge that we need to add several reference documents to the web page we have referenced in the NOI. We are working on that and hope to have those uploaded within the next week or so. I believe that we have addressed all of the remaining comments and suggestions. We appreciate the time and effort that you have given to assist us in developing this NOI template. Please let me know if you have any additional questions regarding this matter.

Sincerely,

Catherine Hess, Chief

Permits Administration Section

Office of Water Quality

Indiana Dept of Environmental Management

Phone (317) 232-8704

Email: [chess@idem.IN.gov](mailto:chess@idem.IN.gov)

**From:** Ackerman, Mark [mailto:ackerman.mark@epa.gov]  
**Sent:** Friday, October 03, 2014 9:41 AM  
**To:** Hess, Catherine  
**Cc:** Ireland, Scott  
**Subject:** Comments Re. NOI for Hydrostatic Testing General Permit

Catherine,

I reviewed the NOI and have included my comments below. After you have had a chance to review them please give me a call and we can discuss any questions you have.

## **General**

Update page numbering to reflect the correct number of pages (1 of 8, 2 of 8, etc.).

The greyed out headings in Part A include “(Appendix A)” indicating there are supplemental instructions. However, the parenthetical is missing from 1, and 4. Suggest adding it to these locations to be consistent.

The greyed out headings in Part F include “(Appendix A)” indicating there are supplemental instructions. However, the parenthetical is missing from 15, and 16. Suggest adding it to these locations to be consistent.

## **Page 1, Eligibility Requirements**

In addition to the heading “Eligibility Requirements” suggest adding “& Limitations on Coverage” to make it clear that this section of the form also includes exceptions that could preclude an applicant from receiving coverage under the general permit.

Suggest removing the reference “...in paragraph b...” and revising the language to state that discharges from hydrostatic testing are eligible unless one or more of the restrictions in items 1-4 apply.

Suggest including the language from the permit verbatim regarding eligibility since it only covers discharges from pipelines used for the transportation of natural gas, crude oil, and liquid or gaseous hydrocarbons. The current language in this section indicates broader eligibility than

what the permit authorizes.

Suggest including yes/no questions for all of the limitations on coverage to facilitate review of NOIs to determine whether to grant coverage.

### **Page 1, Part A, Items 8 & 9**

There are no corresponding instructions in Appendix A for these items. Suggest adding examples of what is expected from the applicant to ensure the information supplied satisfies the information requested on the NOI. This is particularly important for Item 9 since eligibility is determined based on the fluid used in the pipelines which is limited to natural gas, crude oil, or hydrocarbons.

### **Page 2, Part B, Contact Information for Responsible Official (Authorized NOI Signatory)**

The instructions in the heading indicate that correspondence should be sent to the address on the last page of the NOI. Suggest making the reference to this location clearer by referencing Part L instead since it is easy to confuse the last page of the NOI with the last page of the document as a whole.

### **Page 2, Part D**

The text in the greyed portion of Part D states that if surface water is used then the applicant will also need to complete Part IV of the application to determine whether they are eligible for general permit coverage due to restrictions of Section 316(b) of the Clean Water Act. Section 316(b) is applicable to intakes where cooling water is withdrawn, and would be applicable to hydrostatic test water if that water is withdrawn from an intake that also provides cooling water. If more than 25% is used for cooling then a specific rule would apply; otherwise it would be under BPJ. We suggest clarifying this point by revising the language in Part D. Furthermore, if an intake subject to Section 316(b) is used to supply hydrostatic test water and there is a restriction that would preclude an individual from receiving coverage under the general permit, then the permit should also be revised to include the additional limitation on coverage. Also note that there is no Part IV included with the NOI.

### **Page 3, Part G**

The columns for “Number of Measurements Taken” and “Source of Estimate” should be extended to allow values for pH to be entered.

It’s unclear why discharge flow, temperature, and pH are numbered 23, 24, and 25 respectively, but the other parameters are not numbered. Suggest numbering all of the parameters or removing the numbers to be consistent.

#### **Page 5, Part J, Item 29**

Revise the language in this section to reference the correct general permit (it currently references the sand and gravel GP).

#### **Page 6, Eligibility Requirements Item 1**

The website link provided in this section does not provide access to the referenced lists of Outstanding State or National Resource Waters. Please revise the link to enable the applicants to access the lists.

#### **Page 6, Eligibility Requirements Item 3**

The last sentence states that a copy of form 50000 must be sent with the NOI. Unless the intent is to only allow for review and approval of WTAs at the time the NOI is submitted, the last sentence should be revised to also allow for submission of Form 50000 after permit coverage has been established but before the WTA is used.

#### **Page 6, Eligibility Requirements**

The regulatory reference 40 C.F.R. 122.26 is for storm water discharges. Suggest removing this section entirely as it does not apply to the hydrostatic testing general permit.

#### **Page 6, Part A, Item 7**

Under the heading “Convert decimal latitude 45.1234567 to degrees/minutes/seconds,” “number” in item 2 should be plural.

**Page 7, Part H, Item 27 & Page 6, Eligibility Requirements Item 3**

It's unclear when WTAs can be used. The instructions on Page 7 for Part H seems to indicate that WTAs can only be used if the applicant has received prior written approval from IDEM. If this section is intended to have the applicant list out all of the current approved WTAs that are used then we suggest revising the language in Appendix A to clarify the intent. This part seems to differ from Page 6, Eligibility Requirements Item 3 which seems like it is intended to provide the applicant the opportunity to receive authorization to use WTAs that they are not currently approved to use. If that is the case then the language should be revised to clarify the intent. The language in these two parts seems to indicate that the only time an applicant can seek approval for use of a WTA when they submit an NOI. If this is the case then this point should be clarified.